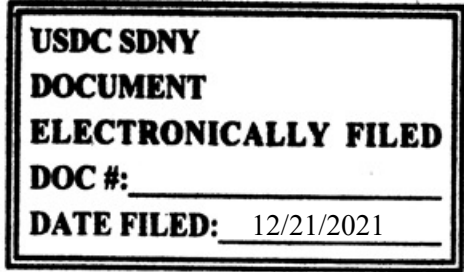


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Via Electronic Filing

The Honorable Stewart D. Aaron, U.S.M.J.
U.S. District Court, Southern District of New York
500 Pearl St.
New York, NY 10007-1312

Re: *Antolini v. McCloskey et al*
Case No.: 1:19-cv-09038-GBD-SDA

Dear Honorable Magistrate Judge Aaron:

This law firm represents Defendants Dimur Enterprises Inc., Amy McCloskey, Theresa Laurent, Eddie C K Chung and C&S Millennium Real Estate (collectively, the “Defendants”) in the above-referenced action.

Pursuant to Your Honor’s Individual Motion Practice Rules I(A), this letter respectfully serves to advise the Court that Plaintiff Dino Antolini (the “Plaintiff”) and his counsel, Stuart H. Finkelstein (“Attorney Finkelstein”) have failed to adhere to the deadlines contained in Your Honor’s November 19, 2021 Opinion and Order [Dckt. No. 256], directing, *inter alia*: (i) Attorney Finkelstein to issue the amount of \$6,250 payable to the Clerk of Court on or before December 19, 2021 [Opinion and Order at p. 28], and (ii) Plaintiff and Attorney Finkelstein, jointly and severally, to issue the amount of \$787.50 payable to Defendants on or before December 19, 2021. [*Id.*].

It should respectfully be noted that Attorney Finkelstein was provided payment instructions to the undersigned law firm – multiple times – in connection with the prior \$900 sanctions award entered on September 14, 2020, which he also sought to avoid paying. [*See* Dckt. Nos. 79, 99, 103].

Attorney Finkelstein is clearly undeterred by the sanctions previously levied against him by this Court. Without further Court intervention, Attorney Finkelstein will undoubtedly continue engaging in vexatious behavior, in defiance of Your Honor’s Orders and Individual Motion Practice Rules, the judicial process and the integrity of this Court.

We thank the Court for its attention to this matter, and are available at the Court’s convenience to answer any questions related to the foregoing.

Thank you, in advance, for your time and consideration.

ENDORSEMENT: Motion DENIED without prejudice. Although Plaintiff should have sought a stay from me, I *sua sponte* amend the prior Opinion & Order (ECF No. 256) such that Finkelstein shall pay monetary sanctions in the amount of \$6,250.00 to the Clerk of Court, and Plaintiff and/or Finkelstein shall pay the amount of \$787.50 to Defendants no later than three business days after Judge Daniels rules on Plaintiff's objections to the prior Order to the extent that Judge Daniels affirms the Order.

SO ORDERED.

Dated: December 21, 2021

A handwritten signature in blue ink, appearing to read "Ant C An".

Respectfully submitted,

LEVIN-EPSTEIN & ASSOCIATES, P.C.

By: /s/ Jason Mizrahi

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VIA ECF: All Counsel